IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 1586 OF 2005

Shri Vilas Shivram Pednekar ..Applicant.

V/s.

The State of Maharashtra .. Respondent.

Shri H.V. Bhadbhade for the Applicant.
Shri V.B.Konde-Deshmukh, APP for the Respondent- State.

CORAM : A.M.KHANWILKAR, J.
DATED : MARCH 21, 2005

PC :-

. Heard the learned counsel for the parties. Perused the record.

2. Even accepting the prosecution case as it is, in my opinion, the applicant deserves to be granted anticipatory bail in connection with the offence in question. The prosecution case is that some dispute arose between Ashok Sakre and his brother Shailesh on 20th February, 2005. The local police intervened and the matter was resolved as per the writing given by both the brothers on 21st February, 2005. The incident in question took place on 20th February, 2005, whereas the offence involving the applicant

herein is reported only on 25th February, 2005. Thus examining the case by sequence of events, the case as made out against the applicant seems to be mischievous proceedings initiated against him for the reasons known to the complainant. Accordingly this is a fit case for grant of anticipatory bail under section 438 of the Code. The application is allowed in the following terms and conditions :-

(a) The Applicant is granted anticipatory bail in connection with C.R.No. 13/2005, registered with Rajapur Police Station, on executing personal bond in the sum of Rs. 10,000/- (Rs. Ten thousand only) with one or two local sureties in the like amount.

(b) The applicant shall comply with the conditions specified under section 438 (2) of the Code, as applicable to the State of Maharashtra.

3. Ordered accordingly.

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